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August 25, 2005

VIA FACSIMILE & U.S. MAIL

Beth Mizuno
Enforcement Division of the
Office of the General Counsel
Federal Election Commission
999 E Street, NW
Washington, DC 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
2005 SEP -2 A 10 02

RE: Steve Wark (MUR 5581)

Dear Ms. Mizuno:

This firm has been retained by Steve Wark to represent him before the Federal Election Commission as it investigates alleged violations of 2 U.S.C. §§ 441a and 441b.

According to the Factual and Legal Analysis, the FEC believes, based upon media accounts of petition drives to place candidate Ralph Nader on the Arizona ballot during the 2004 Presidential election, that Mr. Wark made "excessive or prohibited contributions to Nader for President 2004."

The media accounts on which the FEC has relied are factually erroneous. First, Mr. Wark has never worked in Arizona. Second, Mr. Wark has never worked for or in cooperation with Nader for President 2004 or any agents of Nader for President 2004. Mr. Wark did not contribute any funds to Nader for President 2004, or to "Choices for America," an organization mentioned in the Factual and Legal Analysis. Third, Mr. Wark has never worked for or been compensated by, and is not in any way an agent of, "Choices for America."

During the 2004 Presidential election cycle, Mr. Wark participated as a volunteer in the effort to qualify candidate Ralph Nader to appear on the Nevada ballot. Mr. Wark was not compensated in any way for his activities. Mr. Wark did not contribute his own funds, nor did he collect funds from others, to support this effort. Mr. Wark did not design, produce, or distribute any form of media in support of this effort.

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The Factual and Legal Analysis fails to proffer any substance to support the suggestion that Mr. Wark violated 2 U.S.C. §§ 441a and 441b. The FEC's investigation into this matter should be closed without further action.

Very truly yours,



Ashlee N. Titus

ANT/jg



FEDERAL ELECTION COMMISSION

999 E Street, NW

Washington, DC 20463

Statement of Designation of Counsel
(Respondent/Witness)MUR: 5581Name of Counsel: Charles H Bell, Jr and Shice N. TitusFirm: Bell McAndrews + Hiltachik, LLP455 Capitol Mall, Suite 801, Sacramento CA 95814Telephone: (916) 442-7757Fax: (916) 442-7759

The above named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

Aug 19, 2005
DateSteven Wark
SignatureName (Print): STEVEN WARK

Address: _____

LAS VEGAS, NV 89128

Telephone: Home (____) _____

Business (702) 562-6056

Information is being sought as part of an investigation being conducted by the Federal Election Commission and the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) apply. This section prohibits making public any investigation conducted by the Federal Election Commission without the express written consent of the person under investigation.

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